

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Campochiaro et al.  
Appl. No.: 10/526,127  
PCT No.: PCT/EP03/09497  
Conf. No.: 2577  
Filed: 28 February 2005  
Title: OCULAR GENE THERAPY  
Docket No.: 116566-002

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE**

Sir:

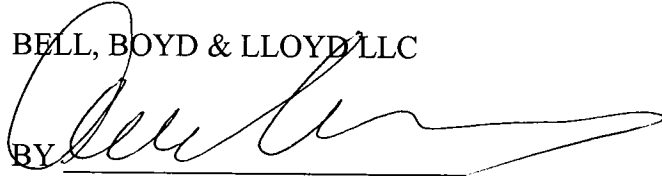
This Amendment is in response to the Notification of Defective Response mailed 6 October 2006. The Patent Office set a one-month period for response, making the due date for reply 6 November 2006

Attached hereto are two counterpart Declarations executed by the two co-inventors, in compliance with 37 C.F.R. 1.63, 1.64, 1.4 and 1.6; and M.P.E.P. 602(IV), 602(VII), 605.04(a), 502.01 and 502.02.

It is believed no fee is necessary for this filing. However, if the Commissioner finds to the contrary, Deposit Account No. 02-1818 can be debited the appropriate fee for this filing and any other associated fees.

Respectfully submitted,

BELL, BOYD & LLOYD LLC

BY 

Dean H. Nakamura

Reg. No. 33,981

Dated: 6 November 2006

Bell, Boyd & Lloyd  
P.O. Box 1135  
Chicago, Illinois 60690-1135  
Telephone: (202) 955-6851



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT     | ATTY. DOCKET NO. |
|-----------------------------|---------------------------|------------------|
| 10/526,127                  | Peter Anthony campochiaro | 116566-002       |

Dean H Nakamura  
 Bell Boyd & Lloyd  
 P O Box 1135  
 Chicago, IL 60690-1135

**RECEIVED**  
**BELL, BOYD & LLOYD**  
**INTELLECTUAL PROPERTY DOCKET**

OCT 16 2006  
 ATTY *DHN*  
 DOCKET # *110586-002*

| INTERNATIONAL APPLICATION NO. |               |
|-------------------------------|---------------|
| PCT/EP03/09497                |               |
| I.A. FILING DATE              | PRIORITY DATE |
| 08/27/2003                    | 08/28/2002    |

CONFIRMATION NO. 2577

371 FORMALITIES LETTER



\*OC00000020723523\*

Date Mailed: 10/06/2006

*See 11/6/06* **NOTIFICATION OF DEFECTIVE RESPONSE**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Priority Document
- Copy of the International Application filed on 02/28/2005
- Biochemical Sequence Diskette filed on 02/28/2005
- Biochemical Sequence Listing filed on 02/28/2005
- U.S. Basic National Fees filed on 02/28/2005
- Priority Documents filed on 02/28/2005

Applicant's response filed 02/28/2005 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 12/23/2005 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

---

Telephone: (703) 308-9140 EXT 224

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/526,127                  | PCT/EP03/09497                | 116566-002       |

FORM PCT/DO/EO/916 (371 Formalities Notice)



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

| APPLICATION NUMBER | FILING OR 371(c) DATE | FIRST NAMED APPLICANT     | ATTY. DOCKET NO./TITLE |
|--------------------|-----------------------|---------------------------|------------------------|
| 10/526,127         |                       | Peter Anthony campochiaro | 116566-002             |

Dean H Nakamura  
 Bell Boyd & Lloyd  
 P O Box 1135  
 Chicago, IL 60690-1135

**CONFIRMATION NO. 2577**  
**WITHDRAWAL**  
**NOTICE**

Date Mailed: 10/06/2006

### WITHDRAWAL OF PREVIOUSLY SENT NOTICE

The Notice of Abandonment mailed on 04/17/2006 was sent in error and is hereby withdrawn. A corrected Notice is enclosed. The time period for reply runs from the mail date of the corrected Notice. The Office regrets any inconvenience the error may have caused.

---

*A copy of this notice **MUST** be returned with the reply.*

---

Customer Service Center  
 Initial Patent Examination Division (571) 272-4000, or 1-800-PTO-9199, or 1-800-972-6382  
 PART 1 - ATTORNEY/APPLICANT COPY